FOR MYSORE STATE

Development (1950) Department.

MS SERIES.

G.O. No. 1653

Dated 25th April 1950

[Despatch Abstract.]

HCTs — Madras Shops and Estts Act 1947 — Holidays to be observed by Banks — Clarification — Papers recorded.

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Copy of letter No.181 PI/50-3 dated 16-3-1950 from the Secretary, Development Department, Fort ST. George, Madras to the (1) Managing Director, Kumbakonam Bank Ltd. Kumbakonam (2) The General Manager, The Canara Industrial and Banking Syndicate Ltd, Udipi.

Sub: Acts- Madras Shops and Establishments Act,1947 - Holidays to be observed by banks - Clarification.

Ref: (1) Your letter No.3621/49 dated 29-12-49.

(2) Your letter No.37/50-87/PRD dated 3-2-50.

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I am directed to state that section 16(1) of the Madras Shops and Establishments Act, 1947 applies to all commercial establishments including banks, but the banks need not give one weekly holiday under this Act in addition to the weekly holiday under the Negotiable Instruments Act. It is open to banks to treat the holiday on Sunday as the weekly holiday under the Madras Shops and Establishments Act also.

-True copy-

Copy to the Commissioner of Labour

with reference to F.6.3450/50 dated
1-2-50.

RR.29.7

GOVERNMENT OF MADRAS

PUBLIC WORKS (INFORMATION AND PUBLICITY) DEPARTMENT-

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PRESS NOTE NO.66, Dated 14th April 1950.

Under the Madras shops and Establishments Act, 1947, every person employed in any establishment is entitled to a holiday of one whole day in each week. Certain banks have raised the doubt whether this holiday should be in addition to the weekly holiday allowed to the employees with reference to the Negotiable Instruments Act. The Government take this opportunity to clarify the position. The Madras Shops and Establishments Act no doubt applies to banks, but banks are not required to give any weekly holiday under this Act in addition to the holiday granted with reference to the Negotiable Instruments Act. It is open to Banks to treat the holiday on Sunday under the Negotiable Instruments Act as the holiday under the Madras Shops and Establishments Act also.

/ Issued by the Director of Information and Publicity/

- True copy-

Superintendent.

RR.29.7

K. Shanka 30.7.53.

K.U. Ambujalakshmi 30/7/53.

NOTE: File

DEVELOPMENT DEPARTMENT

Sub: Acts - Madras Shops and Establishments Act, 1947- Holidays to be observed by banks- Clarification-

Ref: Letters from the Kumbakonam Bank Ltd. dated 29-12-1949.

" " Canara Industrial Banking Syndicate Ltd dated 3-2-50.

From the Commissioner, of Labour, No.3460/49 dated 1-2-50

To.A.S.

Under section 16(1) of the Madras Shops and Establishments Act, every person employed in any establishment other than shops, shall be allowed in each week a holiday of one whole day. The Kumbakonam Bank Ltd. and the Chanara Industrial and Banking Syndicate Ltd. state that under section 25 of the Negotiable Instruments Act, all Sundays, New Year's day and Christmas day are public holidays and that employees in a bank will have weekly holidays on Sundays by virtue of section 25 of the Negotiable Instruments Act. The Banks therefore consider that section 16(1) of the Madras Shops and Establishments Act is not applicable to banks, as otherwise, the bank will have to give one more holiday in a week in addition to the Sundays which are holidays under section 25 of the Negotiable Instruments Act.

"A"

Section 16(1) of the Madras Shops and Establishments Act applies to banks also but this cannot mean that banks should give one weekly holiday under this Act in addition to the weekly holiday under the Negotiable Instruments Act. The banks may treat the holiday on Sundays under the Negotiable Instruments Act as the weekly holiday under the Madras Shops and Establishment Act also. Legal may see before sending a reply to the banks.

C.P.G.
2-3-50
LEGAL.

Legal Dept.

Seen in Legal. The position stated at 'A' above is correct.

Sd/. xxxxxxx.
7-3-50.

RR.29.7

-True copy-

Devt. Dept.

To: A.S.

Notes from page 1 above may be perused. A draft letter to the banks is submitted for approval.

C.P.G.
13-3-50.

'A'

As it is a matter of importance to all banks we may issue a press note on the subject, or ask the C.L. to send copies of the letter to all banks. A press note may be simpler medium

Sd/.xxxxxx
14-3-50.

Issue the letter and then put up draft Press note.

C.P.G.
16-3-50.

Issued as letter No.181 P.I/50-3 dated 16-3-50.

To: A.S.

With reference to the orders at 'A' above, a draft Press Note is submitted for approval. The case may be circulated to H.M. (L.R).,H.M.(P.W.) and H.C.H.

C.P.G.
29-3-50.

Sd/.XXXXXXXX
20-3-50.

H.M.(L.R).Sd/——— 21-4
H.M.(P.W.)Sd/——— 3-4
H.C.M. Sd/——— 6-4.

To.A.S.

The Press Note has been issued. The papers may be recorded.

C.P.G.
24-4-50.

G.O.Ms.1653 dt. 25-4-50.

Acts-Madras Shops and Establishment Act, 1947- Holidays to be observed by Banks-clarification-Papers recorded.

- True copy-

Superintendent-

RR.29.7 K.Shankar 29/7/53
K.V. Annamalaichan 30.7.53